

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

(1) TECHNOLOGY PROPERTIES
LIMITED and (2) PATRIOT SCIENTIFIC
CORPORATION,

Plaintiffs,

vs.

(1) ACER, INC.
(2) ACER AMERICA CORPORATION
(3) GATEWAY, INC.

Defendants.

CASE NO. 2:08-cv-228

Jury Trial Demanded

NOTICE OF DISMISSAL

Pursuant to Federal Rule Civ. P. 41(a)(1)(A)(i), Plaintiff hereby notices the voluntary
dismissal without prejudice of this action against defendants Acer, Inc., Acer America
Corporation, and Gateway, Inc. Each side to bear their own fees and costs.

Dated: February 12, 2009

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that the all counsel of record who are deemed to have consented to electronic service are being served this 12th day of February, 2009, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

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